



Practitioner's Docket No. 20563/2362

PATENT

**COMBINED DECLARATION AND POWER OF ATTORNEY  
(FOR PATENT APPLICATION)**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below, next to my name.

I believe that I am an original, first and joint inventor of the subject matter that is claimed, and for which a patent is sought on the invention entitled:

**"Apparatus and Method For An Ultrasonic Medical Device Engaging a Flexible Material"**

(check one) ☐ is attached hereto.  
☒ was filed on August 22, 2003 as  
Application Serial No.: 10/646,408  
And was amended on \_\_\_\_\_, if applicable

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I do now know and do not believe that the invention was ever patented or described in any printed publication in any country before my or our invention thereof or more than one year prior to this application.

I do not know and do not believe that the invention was in public use or on sale in the United States of America more than one year prior to this application.

I acknowledge the duty to disclose information, which is material to the patentability of this application in accordance with Title 37 CFR § 1.56(a).

I hereby claim foreign priority benefits under 35 U.S.C. § 119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)		Date Filed	Priority Claimed	
_____ Number	_____ Country	_____	<input type="checkbox"/> Yes	<input type="checkbox"/> No
_____ Number	_____ Country	_____	<input type="checkbox"/> Yes	<input type="checkbox"/> No

I hereby claim the benefit under 35 U.S.C. § 119(e) of any United States provisional application(s) listed below:

Application Number

Filing Date

1.

I hereby claim the benefit under 35 U.S.C. § 120 of any United States application(s), or § 365(c) of any PCT international application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT international application in the manner provided by the first paragraph of 35 U.S.C. § 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR § 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

Application Number

Filing Date

Status - patented, pending, abandoned

1.

#### **POWER OF ATTORNEY**

I hereby appoint the following practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

#### **APPOINTED PRACTITIONER(S)**

#### **REGISTRATION NUMBER(S)**

Kathleen M. Williams	34,380
Richard B. Smith	34,020
Paula Campbell Evans	32,503
Anthony Miele	34,393
Barbara Gyure	34,614
David Dykeman	46,678
Mark J. FitzGerald	45,928
Elizabeth Neuman Spar	45,123
Matthew M. Beaudet	50,649
Michael P. Doyle	49,052
David Rucando	52,184
Sundar Subramanyam	53,651
Cynthia Zhang	53,827

---

Address all correspondence to:

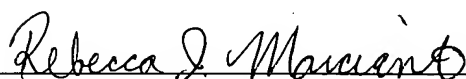
**Richard B. Smith**  
**Customer No.: 29934**  
**Palmer & Dodge, LLP**  
111 Huntington Avenue  
Boston, MA 02199-7613

Direct all telephone calls to **Richard B. Smith** at (617) 239-0100

---

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

**First Named Inventor:**



Date: 8/22/03

Inventor's Signature

Name: Rebecca I. Marciante

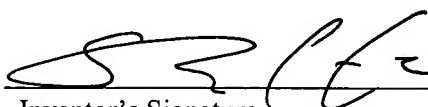
Residence: 3 McArthur Road

North Reading, MA 01864

Citizenship: USA

Post Office Address: Same as Above

**Second Named Inventor:**



Date: 8/22/03

Inventor's Signature

Name: Bradley A. Hare

Residence: A-2 30 Worthen Street

Chelmsford, MA 01824

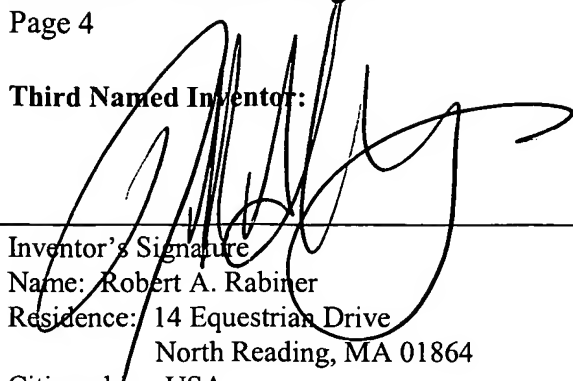
Citizenship: USA

Post Office Address: Same as Above

Serial No.: Not Yet Assigned

Page 4

**Third Named Inventor:**

  
\_\_\_\_\_  
Inventor's Signature

Name: Robert A. Rabiner

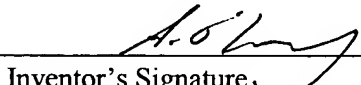
Residence: 14 Equestrian Drive  
North Reading, MA 01864

Citizenship: USA

Post Office Address: Same as Above

Date: 8/23/03

**Fourth Named Inventor:**

  
\_\_\_\_\_  
Inventor's Signature

Name: Anthony W. O'Leary

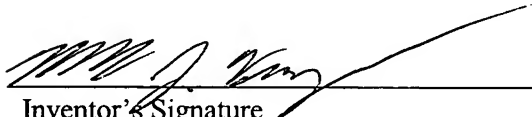
Residence: 24 Riverside Place  
Walpole, MA 02081

Citizenship: USA

Post Office Address: Same as Above

Date: 8/26/03

**Fifth Named Inventor:**

  
\_\_\_\_\_  
Inventor's Signature

Name: Mark J. Varady

Residence: 278 Central Street  
Holliston, MA 01746

Citizenship: USA

Post Office Address: Same as Above

Date: 8/22/03

**Sixth Named Inventor:**

  
\_\_\_\_\_  
Inventor's Signature

Name: Janniah S. Prasad

Residence: 435 Rowalyton Avenue  
Norwalk, CT 06854

Citizenship: USA

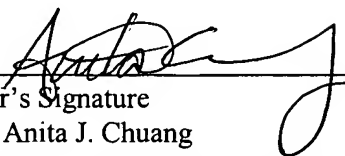
Post Office Address: Same as Above

Date: 8/22/2003

Serial No.: Not Yet Assigned

Page 5

**Seventh Named Inventor:**

  
Inventor's Signature  
Name: Anita J. Chuang  
Residence: 10 Centre Street, Apt. 1E  
Cambridge, MA 02139  
Citizenship: USA  
Post Office Address: Same as Above

Date: 8/22/03